

COUNTY COMMISSION- REGULAR SESSION

NOVEMBER 16, 2009

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, NOVEMBER 16, 2009, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE STEVE GODSEY, COUNTY MAYOR, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Mayor Steve Godsey. Sheriff Wayne Anderson opened the commission and Comm. James L. King, Jr. gave the invocation. Pledge to the flag was led by the Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

CATHY L. ARMSTRONG	GARTH BLACKBURN
LINDA K. BRITTENHAM	"MOE" BROTHERTON
DARLENE R. CALTON	O. W. FERGUSON
CLYDE GROSECLOSE	LARRY HALL
TERRY HARKLEROAD	JOE HERRON
DENNIS HOUSER	SAMUEL C. JONES
ELLIOTT KILGORE	W. BILL KILGORE
DWIGHT KING	J. BUDDY KING
JAMES L. KING, JR.	BART LONG
WAYNE MCCONELL	W. JOHN MCKAMEY
RANDY MORRELL	MIKE SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

24 PRESENT 0 ABSENT (ABSENT-)

The following pages indicates the action taken by the Commission on re-zoning requests, approval of notary applications and personal surety bonds, motions, resolutions and other matters subject to the approval of the Board of Commissioners.

Motion was made by Comm. Morrell and seconded by Comm. Ferguson to approve the minutes of the November 4, 2009 Called Session and the October 19, 2009 Regular Session of County Commission. Said motion was approved by voice vote.

PUBLIC COMMENTS: NOVEMBER 16, 2009

THOSE SPEAKING DURING THE PUBLIC COMMENT TIME WERE AS FOLLOWS:

- 1. Joel Smith in support of Resolution #7 on today's agenda.**

**Presentation made by Dr. Lowell W. Biller, Director of Adult Education-
Kingsport/Sullivan County GED**



Dr. Lowell W. Biller, Director
Kingsport/Sullivan County GED
1700 Legion Drive
Kingsport, Tennessee 37664
Phone: 423-378-8407
Fax: 423-378-4961

November 13, 2009

Honorable Mayor Steve M. Godsey
3411 Highway 126, Suite 206
Blountville, Tennessee 37617

Dear Mayor Godsey,

According to the U.S. Census data, there are over 27,500 adults over the age of 18 in our immediate area without a high school diploma, and 2,400-2,500 of these individuals are between the ages of 18-24 years old. This figure represents approximately 18% of Bristol, Kingsport and Sullivan County's total population.

In previous years, the Tennessee Department of Labor and Workforce Development provided financial assistance to students who took the GED test; however, this service is no longer available to our students as a result of significant budget reductions. ***Currently, the official GED test costs each student \$65.00.***

Frequently, students enter our program because they are unable to obtain a job because they lack a high school diploma. The following are unemployment rates for our communities: Bristol – 11.6%; Kingsport – 12.0% and Sullivan County 9.4%. The Kingsport/Sullivan County GED program provides a second chance for individuals who did not graduate from high school; however, we cannot do it alone. Last year, our program enabled over 230 individuals to obtain a GED diploma, and subsequently many of those students were able to become gainfully employed or continued their education in college or a technical school.

The testing fee of \$65.00 dollars is overwhelming for many of our students, and we are trying to eliminate one of the barriers that may prevent them from getting their GED diploma. ***The purpose of this letter is to respectfully ask your consideration to pay the testing fee for Sullivan County residents.*** During the 2008-2009 academic year, we had 46 Sullivan County residents to obtain a GED diploma, and since July 1, 2009, 21 individuals from Sullivan County have all ready obtained a GED diploma.

For your information, the City of Kingsport has agreed to provide this service for city residents, and I plan to ask the City of Bristol for the same consideration to help breakdown barriers for our students, and to provide them a second chance to obtain their education.

Thank you for your consideration.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Lowell", written over a horizontal line.

Lowell W. Biller, Director

Tennessee Department of Labor and Workforce Development
Division of Adult Education

SULLIVAN COUNTY BOARD OF COMMISSIONERS
Blountville, Tennessee

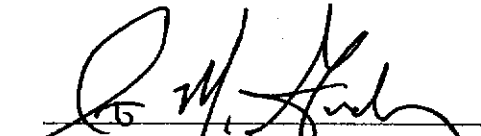
Appointment As A Constable in Sullivan County

Pursuant to TCA 8-10-102 To Fill the Unexpired Term of Constable
Who Resigned In the 8th Civil District -- Term Expires August 2010

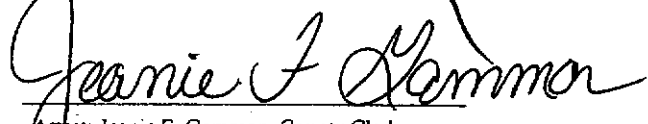
Candidates As Follows Who Have Filed Affidavits With
Sullivan County Clerk's Office:

Ruth Mullenix	<u>VOTES</u> 24
Roy W. Hood	WITHDRAWN
_____	_____
_____	_____
_____	_____

Ruth Mullenix Has Received The Majority of Votes & Is Approved This 16th Day of November 2009.



Steve M. Godsey, County Mayor



Attest: Jeanie F. Gammon, County Clerk

Commission Action:
 Approved by Roll Call Vote
 Approved by Voice Vote
 Rejected on Vote

AYE	NAY	PASS	ABSENT
24			

Sullivan County

3258 HWY. 126
SUITE 101
BLOUNTVILLE, TENNESSEE
37617



BRANCH OFFICES
Tennessee Courthouse — Bristol
Bristol 989-4366
City Hall — Kingsport
Kingsport 224-1790

Jeanie F. Gammon

County Clerk
Phone 323-6428

October 1, 2009

To: Sullivan County Commissioners
Re: Appointment of Constable

This is to notify you that there is a vacancy in the 8th District of Sullivan County for the office of Constable due to the resignation of Mr. Wayne Evans.

This is to further notify you that the election to fill this vacancy is to be held on October 19, 2009, at the Regular Commission Meeting in the Commission Meeting Room, Blountville, Tennessee, at 9:00 A.M.

This notice is given in accordance with T.C.A. Section 5-5-113, which requires ten (10) days notice, prior to this date.

Jeanie Gammon, County Clerk

cc: Mayor Steve Godsey
County Attorney Dan Street

Sept 17, 2009

To whom it may concern:

Effective Sept 17, 2009 I am submitting my resignation as Constable in the 8TH District of Sullivan County. It is necessary for me to pursue other interest that will not leave time to effectively serve this Constable District.

Wayne Evans

STATE OF TENNESSEE
COUNTY OF SULLIVAN

AFFIDAVIT OF QUALIFICATION
OFFICE OF CONSTABLE

I, Ruth Mullenix, after being duly sworn according to law, depose and say that in accordance with the provisions of Tennessee Code Annotated § 8-10-102:

1. I am at least twenty-one (21) years of age;
2. I am a qualified voter of Constable District 8;
3. I have the ability to read and write;
4. I have not been convicted in any federal or state court of a felony; and
5. I have not been separated or discharged from the armed forces of the United States with other than an honorable discharge.

This 16 day of Oct, 2009.

Ruth Mullenix
Affiant's Signature

Address: 227 Mullenix Ln
Kpt Tn 37660

Phone: 423-292-6331

STATE OF TENNESSEE
COUNTY OF SULLIVAN

Subscribed and sworn to before me, the undersigned Notary for the State and County aforesaid, this 16 day of October, 2009.

Terrie Jacobs, DC
Notary Public

My Commission Expires: 8/31/10

STATE OF TENNESSEE
COUNTY OF SULLIVAN

AFFIDAVIT OF QUALIFICATION
OFFICE OF CONSTABLE

I, Roy W. Hood, after being duly sworn according to law, depose and say that in accordance with the provisions of Tennessee Code Annotated § 8-10-102:

1. I am at least twenty-one (21) years of age;
2. I am a qualified voter of Constable District 8;
3. I have the ability to read and write;
4. I have not been convicted in any federal or state court of a felony; and
5. I have not been separated or discharged from the armed forces of the United States with other than an honorable discharge.

This 6 day of November, 2009.

Roy W. Hood
Affiant's Signature

Address: 3805 GLEN ALPINE RD
KPT. TENN. 37660

Phone: 423-349-7827

STATE OF TENNESSEE
COUNTY OF SULLIVAN

Subscribed and sworn to before me, the undersigned Notary for the State and County aforesaid, this 6 day of November, 2009.

Missa Jacobe
Notary Public

My Commission Expires: 8/31/10

QUESTIONS BEFORE THE COMM.

NAMES OF COMMISSIONERS	No. Roll Call		App. Notaries		App. Const.		No.		No.		No.		No.		No.		No.	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Armstrong	✓		✓		✓													
Blackburn	✓		✓		✓													
Brittenham	✓		A		✓													
Brotherton	✓		✓		✓													
Calton	✓		✓		✓													
Jorguson	✓		✓		✓													
Messelose	✓		✓		✓													
Hall	✓		✓		✓													
Hartland	✓		✓		✓													
Herron	✓		✓		✓													
Houser	✓		✓		✓													
Gomes	✓		✓		✓													
E. Kilgore	✓		✓		✓													
W. Bill Kilgore	✓		✓		✓													
Dwight King	✓		✓		✓													
J. Buddy King	✓		✓		✓													
James S. King	✓		✓		✓													
Long	✓		✓		✓													
McConnell	✓		✓		✓													
McKamey	✓		✓		✓													
Marrell	✓		✓		✓													
Sugden	✓		✓		✓													
Vance	✓		✓		✓													
Williams	✓		A		✓													
Attest: <i>[Signature]</i> Notary Public J. S.																		

SULLIVAN COUNTY, TENNESSEE

PROCLAMATION

To Honor Blountville Middle School Volleyball Champions

Whereas, the major goal of Sullivan County Schools is to educate children; and

Whereas, while academics are of utmost importance in a child's life, activities such as sports enhance their well being as another vital part of growing into productive adults; and

Whereas, of the nine Middle School volleyball teams in the Sullivan County Conference, the Blountville Middle School Lady Tigers went with a 13-3 seasonal standing, plus were undefeated in the County Tournament; and

Whereas, the Blountville Middle School Lady Tigers are the County Champions, having given honor to their school, families, and all citizens of Sullivan County; and

Whereas, each of these 17 young ladies deserves recognition as winners both on and off the court; and

Whereas, Anabel Bouton, Katlyn Buckland, Hannah Dingus, Raelynn Gilliam, Taylor Hicks, Kari Henkel Morgan Henkel, Tori Hodges, Brianna Lawson, Rebecca Lesnak, Emily Long, Lindsey Lucas, Jessica McMurray, Sydney Norwood, Chantay Puckett, Kyla Staubus, and Kendra Wilson were team members.

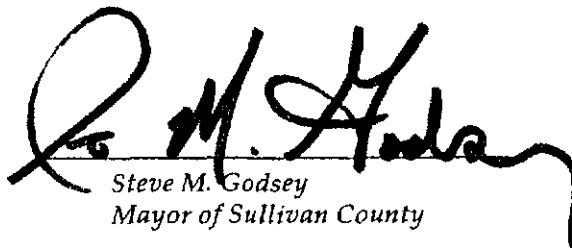
Now, therefore, I, Steve Godsey, Mayor of Sullivan County, and the Sullivan County Board of Commissioners do hereby express our appreciation and pride in the Blountville Middle School Lady Tigers for their achievements in volleyball and encourage all citizens of this area to join in the celebration of their success.

Now, therefore, I, Steve Godsey, Mayor of Sullivan County, do hereby proclaim Monday, November 16, 2009 as:

LADY TIGERS DAY

In witness whereof, I have hereunto set my hand and caused this seal of the County of Sullivan to be affixed this 16th day of November, 2009.




Steve M. Godsey
Mayor of Sullivan County



SULLIVAN COUNTY, TENNESSEE

PROCLAMATION

To Recognize And Commend Sullivan North High School's TMSAA Sectional A I State Champion Football Team

Whereas, the eighth grade students of Sullivan North High School and the Seventh Grade students of Ketron Intermediate School are permitted by the Tennessee Secondary School Athletic Association (TSSAA) to compete as athletic teams recognized as Sullivan North Middle School.

Whereas, the Sullivan North Middle School football team competed this 2009 season in the Hawkins County/Sullivan County Middle School Conference (nine schools) and finished the regular season with an undefeated 8-0 record that qualified the team for participation in the TMSAA sanctioned regional playoffs; and

Whereas, the Sullivan North Middle School football team won all (2) TMSAA playoff games in their division earning them the distinctions and title as:

Tennessee Middle School Athletic Association Sectional A I State Champions

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Board of Commissioners and Sullivan County Mayor Steve Godsey, on behalf of the citizens of Sullivan County recognize and commend the following student athletes, coaches and administrators for their sportsmanship, team accomplishment and a job well done representing Sullivan County Schools and Sullivan County:

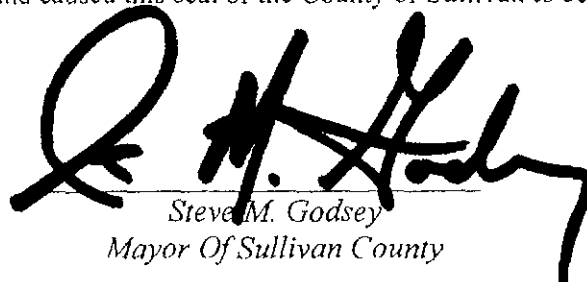
Eight grade team members; Colton Fleming, Nick Copas , Peyton Marshall, Davey West, Seth Maxwell, Seth Tignor, Josh Brown, Dusty Holtzelaw, Devin Weaver, Brett Peters, Cody Goins, Tyler Graham, James Watkins, Timmy Bell, Tyler Collins, Patrick Hyatt, Seth Marshall, Jessee Tribble, Austin Byrnes, Hunter Byington, Holden Hart, Jonathan White, Taylor Collins, Dustin Cradic, Dakota Martin, Austin Simpson, Zack Duncan, Matt Duncan, Lowery Moorefield, J. R. Pope.

Seventh grade team members; Logan Williams, Reese Winters, Jacob Jasper, Matt Hilton, Chris Evans, Joseph Bradley, Heath McClellan, Blake Williams, Daniel Bishop.

Sullivan North High School; Head Varsity Coach Robbie Norris, Middle School Head Coach Tim Monk, Assistant Coach Brandon Summey, Assistant Coach Steve Dixon, Athletic Director Richard Pendleton and School Principal Richard Carol.

In witness whereof, I have hereunto set my hand and caused this seal of the County of Sullivan to be affixed this 16th day of November, 2009.




Steve M. Godsey
Mayor Of Sullivan County



SULLIVAN COUNTY, TENNESSEE

PROCLAMATION

To Honor And Recognize Heroes Of Fort Hood Attack

WHEREAS, on Thursday, November 5, 2009 the Fort Hood Army Base in Texas came under attack from a Muslim extremist who had infiltrated the military. In the onslaught of this violence, 13 adults were killed, the life of 1 unborn child was taken, and over 30 other individuals were injured; and

WHEREAS, a surprise attack of this kind in an enclosed area demanded quick thinking and immediate defense tactics. Sergeant Kimberly Munley, a civilian Department Of Defense Police Officer, along with her partner, Senior Sergeant Mark Todd arrived on the scene within a very few minutes of getting the call. Sergeant Munley despite being shot herself, continued to fire at the shooter. She and Sergeant Todd disabled the assailant from continuing his attack; and

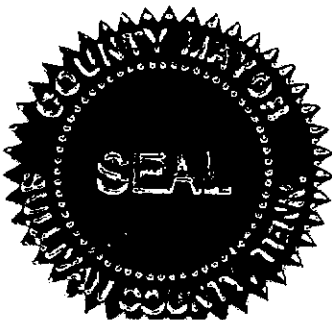
WHEREAS, we in America realize that we owe our freedom of speech, freedom to worship as we please, freedom to seek education and employment opportunities, freedom to bear arms, vote, and live peaceably to the repeated dedication and sacrifices that our military veterans have exhibited both on American soil and in foreign lands; and

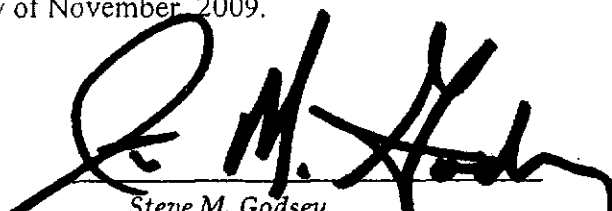
WHEREAS, the commitment and expertise of American military personnel has preserved the lives and freedoms of many foreign countries when the call has come out for help – and those nations exist on their own today due to post war aid freely given by the USA; and

WHEREAS, we in Sullivan County wish to salute the military, civilian forces, and Fort Hood community for their quick action to bring down the assailant while rescuing others under attack and commend their unity in coming together to comfort those whose family members were slain in this vicious attack and to lend support to the many wounded.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Board Of Commissioners and Sullivan County Mayor Steve Godsey, on behalf of the citizens of Sullivan County, hereby extends our gratitude and support to the Fort Hood Community for their bravery in the face of horrendous danger, and extend our sympathies and prayers to all of those suffering in the aftermath of this tragedy. We are proud to call all of you honorable American patriots.

IN WITNESS WHEREOF, I have hereunto set my hand and caused this seal of the County of Sullivan to be affixed this 16th day of November, 2009.




Steve M. Godsey
Mayor of Sullivan County



STATE OF TENNESSEE
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

OCTOBER 19, 2009

PEGGY ANN BENTON

NANCY BISHOP

LADONNA STREET BOARDWINE

TINA LOUISE BRUMETT

BOBBY WAYNE BUCKLES

DONNA R. CALLAHAN

WANDA L. CHAPMAN

NORMA K. COBB

SUSAN F. EARLY

JOSEPH GILES FELTY

SANDRA D. GREENWAY

LINDA GAIL HARRINGTON

PAUL WILLIAM HAWKINS

ALICE MCKENZIE HAY

KIMBERLY D. HILTON

AMIE LEE JOYCE

TIM J. LANE

LORI S. LLOYD

MICHELLE W. MARTINDALE

JOSEPH MARTINO, JR.

TAMMY A. MCKAMEY

HAKIM OUSSO MERRILL

STEVEN J. OSBORNE

DONNA LOUISE PENDERGRASS

ROSA PERDUE

CRYSTAL I. RAY

SHIRLEY A. RHEA

APRIL R. RIGSBY

A. RENEE ROSS

JOYCE K. ST. JOHN

MELISSA A. TOOTLE

SONDRA J. TURNER

SUSAN ELAINE WILLIAMS

ROBERT MICHAEL WRYE

UPON MOTION MADE BY COMM. FERGUSON AND
SECONDED BY COMM. MCCONNELL TO APPROVE THE
NOTARY APPLICATIONS HEREON, SAID MOTION
WAS APPROVED BY ROLL CALL VOTE OF THE
COMMISSION. 22 AYE, 2 ABSENT.

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
SURETY BONDS

NOVEMBER 16, 2009

L. ROBIN ARNOLD

SONDRA BROWN

JUDY E. COLLEY

JERRY LYNN COTTER

MARK W. FAUVER

S. RENEE GARBER

E. MOZELLE GUFFEY

DONNA M. KIMBLER

SHELIA BUSHONG SHELTON

KIM G. SHIVELL

JONI E. STANLEY

LARRY S. WEDDINGTON

UPON MOTION MADE BY COMM. FERGUSON AND SECONDED BY COMM. MCCONNELL
TO APPROVE THE ~~NOTARY BONDS~~ OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS
APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 22 AYE, 2 ABSENT.

QUESTIONS BEFORE THE COMM.

No. 5 6 7 ~~8~~ 9 10 11 12

NAMES OF COMMISSIONERS

Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay

- Williams
- Armstrong
- Blackburn
- Brittenham
- Brotherton
- Calton
- Ferguson
- Liesecke P
- Hall A
- Hartford
- Herron
- Houser
- Gomes
- Elliott Kilgore
- W. Bill Kilgore
- Dwight King
- Buddy King
- James A. King
- Long
- McCormell
- McKamey
- Morrill
- Surgenor
- Vance

8 Aye 23 Aye 23 Aye 21 Aye
 14 Nay 10 Nay
 1 Aye
 1000

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QUESTIONS BEFORE THE COMM.

No. 13 No. 14 No. *Moore* *14 to* *start*

NAMES OF COMMISSIONERS	No. 13		No. 14		No. <i>Moore</i> <i>14 to</i> <i>start</i>									
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Armstrong	✓		✓				✓							
Blackburn	✓		✓				✓							
Buttensham	✓		✓				✓							
Brotherton	✓		✓				✓							
Calton	✓		✓				✓							
Ferguson	✓		✓				✓							
Groseclose	✓		✓				✓							
Hall	✓		✓				✓							
Hankinroad	✓		✓				✓							
Herron	✓		✓				✓							
Houser	✓		✓				✓							
Jones	✓		✓				✓							
E. Kilgore	✓		✓				✓							
W. Bill Kilgore	✓		✓				✓							
Dwight King	✓		✓				✓							
J. Buddy King	✓		✓				✓							
James King	✓		✓				✓							
Long	✓			✓				✓						
McCormell	✓			✓				✓						
McKamey	✓			✓				✓						
Morrill	✓			✓				✓						
Surgenor	✓			✓				✓						
Vance	✓			✓				✓						
Williams	✓			✓				✓						
	21 Aye		21 Aye				30 Aye							
			3 Nay				3 Nay							
							1 Pass							

AGENDA

Sullivan County Board of County Commission

November 16, 2009

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, November 16, 2009 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 09/09/#1 Fredrick Llano Jr. Property
 Reclassify R-3B (High Density / Single Family) property located in front of the Llano Townhouses on Hwy 126 in the 1400 block to B-4 (Arterial Business) for the purpose of allow for a new retail center. Property ID No Tax Map 36-G, Group B, Parcel 2.00 located in the 5th Civil District.
Bristol Planning

- (2) File No. 09/09/#2 Larry Stover (Withdrawn)
 Reclassify 4.53 acres of R-1 (Low Density/Single Family Residential District) property located in the 6900 block of Hwy 11-E to PBD (Planned Business District) for the purpose of allow for the storage of mobile homes. Property ID NO Tax Map 140-D, Group C, Parcel 1.00 located in the 9th Civil District.
Sullivan County Planning

#09/09/09

PETITION TO SULLIVAN COUNTY FOR REZONING

A request for rezoning is made by the person named below; said request to go before the Bristol Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

<p>Property Owner: <u>Frederick Llano, Jr (owner)</u></p> <p>Address: <u>2136 W. Lomita Blvd.</u> <u>Lomita, CA 90717-1600</u></p> <p>Phone (256) <u>533-7287</u> Date of Request <u>9/13/2009</u></p> <p>Property Located in <u>5th</u> Civil District</p> <p><u>[Signature]</u> Signature of Applicant</p>	<p><u>OFFICE USE ONLY</u></p> <p>Meeting Date <u>10/19/2009</u> Time <u>6:00PM</u></p> <p>Place <u>Bristol Development Services</u> <u>Conference room - Easley Annex Bld.</u></p> <hr/> <p>Planning Commission Approved _____ Denied <u>X</u></p> <p>County Commission Approved <u>X</u> Denied _____</p> <p>Other Roll Call Vote <u>20 Aye, 4 Nay</u></p> <p>Final Action Date <u>11-16-09</u></p>
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PROPERTY IDENTIFICATION

Tax Map No. 036G / Group B / Parcel 002.00

Zoning Map G1S Zoning District R-3B Proposed District B-4

Property Location : Hwy. 126, In front of Llano Townhouses and Beacon Apartments

Purpose of Rezoning: Proposed new Retail Center per buyer of property

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

SWORN TO AND SUBSCRIBED before me this 25th day of August 2009.

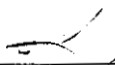
Mandie K Clouds

Notary Public

My Commission Expires: 7-11-11

RESOLUTIONS ON DOCKET FOR NOVEMBER 16, 2009

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	APPROVED 11-16-09
#2 IMPROVE FIRE SAFETY WITHIN THE BORDERS OF SULLIVAN COUNTY	DEFERRED 11-16-09
#3 REQUEST THE STATE OF TENNESSEE PASS A LAW PERTAINING TO THE APPOINTMENT OF THE DIRECTOR OF SCHOOLS	WITHDRAWN 11-16-09
#4 TO AUTHORIZE PLACING A STOP SIGN ON WINESAP ROAD BEFORE TURNING LEFT TO THE SUBDIVISION OR TURNING RIGHT TO THE CUL-DE-SAC IN THE 7 TH COMMISSIONER DISTRICT	APPROVED 11-16-09
#5 ADOPTING A NEW TIME FOR REGULAR MONTHLY MEETING OF SULLIVAN COUNTY BOARD OF COMMISSIONERS	FAILED 11-16-09
#6 APPROVAL OF AN ECONOMIC IMPACT PLAN O THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF BRISTOL, TENNESSEE, FOR AMERICAN PHOENIX TO RECLAIMED RESOURCES PROJECT	APPROVED 11-16-09
#7 AUTHORIZE PLACING NO PARKING SIGNS ON BOTH SIDES OF EAGLE STREET THE 10 TH COMMISSIONER DISTRICT	APPROVED 11-16-09
#8 AUTHORIZE PLACING A 25 MPH SPEED LIMIT ON MILDENHALL ROAD WHICH INTERSECTS WITH HIGHWAY 126 AND LAKENHEATH DRIVE IN THE 4 TH COMM. DISTRICT	APPROVED 11-16-09
#9 AUTHORIZE PLACING A 25 MPH SPEED LIMIT ON BEECHNUT CITY ROAD WHICH INTERSECTS WITH J. H. FAUVER ROAD IN THE 4 TH COMM. DISTRICT	APPROVED 11-16-09
#10 TRANSFER OF FORMER ROCK SPRINGS ELEMENTARY SCHOOL PROPERTY TO CITY OF KINGSPORT	1 ST READING 11-16-09
#11 REQUESTING NEW BRIDGE CURRENTLY UNDER CONSTRUCTION ON STATE ROUTE 75 (LOCATED DOWNSTREAM FROM BOONE DAM) BE NAMED AS A MEMORIAL TO RILEY LEE MILHORN AND ORVILLE DEPEW "DICK" KITZMILLER	APPROVED 11-16-09

<p>#12 AMENDING "PARTNERSHIP AGREEMENT" BETWEEN SULL. COUNTY AND SULL. COUNTY HISTORICAL PRESERVATION ASSOC., INC., PLACING RESPONSIBILITY FOR THE DAY-TO-DAY MANAGEMENT OF RUTLEDGE HOUSE, OLD SHERIFF HOME, ANDERSON TOWNHOUSE, AND COMMUNITY CENTER IN SULL. CO. DEPT. OF ARCHIVES AND TOURISM, AND PLACING RESPONSIBILITY FOR REPAIRS AND MAINTENANCE OF AFORESAID PROPERTIES PLUS THE OLD DEERY INN IN SULL. CO. MAINTENANCE DEPT.</p>	<p>1ST READING 11-16-09</p>
<p>#13 RECOGNITION OF THE KINGSPORT FIRE DEPT. AS SULLIVAN COUNTY'S SPECIALIZED HAZARDOUS MATERIALS TEAM</p>	<p>APPROVED 11-16-09</p>
<p>#14 APPROVE ENTERING INTO A CONTRACT WITH UNITED HEALTHCARE FOR EMPLOYEE HEALTH INSURANCE EFFECTIVE JANUARY 1, 2010</p>	<p>APPROVED 11-16-09</p>
	

Sullivan County, Tennessee
Board of County Commissioners

Item 1
No. 2009-11-00

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION To Consider Amendments to the Sullivan County Zoning Resolution

WHEREAS, the attached rezoning petitions have been duly initiated; have been before the Planning Commission (recommendations enclosed); and have received a public hearing as required; and,

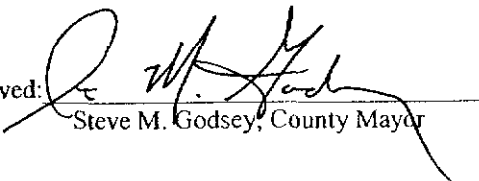
WHEREAS, such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider the attached rezoning petitions and vote upon the proposed amendments, individually or otherwise at the discretion of the Commission, by roll call vote and that the vote be valid and binding and that any necessary amendments to the official zoning map be made so.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 16th day of November 2009.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsor: James "Buddy" King
Prime Co-Sponsor(s): O.W. Ferguson

2009-11-00	County Commission
ACTION	Approved 11-16-09 Voice Vote

Comments:

Sullivan County, Tennessee
Board of County Commissioners

Item 2
Administrative
No. 2008-12-134

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of December, 2008.

RESOLUTION To Improve Fire Safety Within The Borders Of Sullivan County

WHEREAS, Sullivan County has the obligation to our citizens to improve fire safety; and

WHEREAS, Sullivan County has no standards on the size of water service lines or the placement of fire hydrants serviced by any public utility provider; and

WHEREAS, there are areas within the borders of Sullivan County with insufficient supply line sizing and lack of sufficient fire hydrants for adequate fire safety.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby require all water utilities within the County, including all municipalities, to install fire hydrants and supply lines in all new, replacement, and upgrade construction to the standards required within residential areas inside the city limits of Kingsport or Bristol, Tennessee; and these be checked and maintained on a regular basis on a schedule no less than what's provided within the boundaries of the cities.

BE IT FURTHER RESOLVED that if any utility provides service to an industrial park or other major industrial site, sufficient water supply, line sizing and fire hydrants must be installed to meet or exceed any codes required within the city limits of Kingsport, Bristol, Tennessee, or any other utility district providing service in Sullivan County.

~~**BE IT FURTHER RESOLVED** that money to help facilitate this resolution be earmarked from the Health and Safety Program or Homeland Security Program in an amount no less than five thousand dollars (\$5,000) annually and be dedicated to the rural portions of the County that have utility supplied water service and an insufficient supply line sizing or an insufficient number of fire hydrants.~~

BE IT FURTHER RESOLVED that \$5,000 annually be put in each year's budget to help facilitate this resolution. This money is to be put in the Health & Safety program overall Planning & Zoning Department's Budget. The \$5,000 annually to be dedicated to the rural portions of the County that have utility supplied water service and no fire hydrants or an insufficient number of fire hydrants.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this _____ day of _____ 2008.

Attested: _____
 Jeanie Gammon, County Clerk

Approved: _____
 Steve M. Godsey, County Mayor

Sponsored By: James "Moe" Brotherton
Prime Co-Sponsor(s): Sam Jones, Terry Harkleroad, Larry Hall, Darlene Calton

2008-12-134	Administrative	Budget	Executive	County Commission
ACTION	Approved 12-1-08, No Action 1-5-09, No Action 2-2-09, No Action 3-2-09, No Action 4-6-09, No Action 5-4-09, No Action 7-6-09, No Action 8-3-09, No Action 10-5-09, No Action 11-2-09	No Action 12-4-08; Deferred 1-8-09, No Action 2-5-09, No Action 3-5-09, Deferred 4-9-09, Deferred 5-7-09, No Action 7-9-09, No Action 8-11-09, No Action 9-10-09, No Action 10-6-09	Approved 12-3-08, No Action 1-7-09, No Action 2-9-09, No Action 3-4-09, No Action 4-1-09, No Action 5-6-09, Deferred 7-1-09, No Action 8-5-09, No Action 10-7-09, No Action 11-4-09	

Notes: 1st Reading 12-15-08;
 Amended by Sponsor as reflected above in Resolution 01-20-09; Deferred 01-20-09;
 Deferred 02-17-09; Deferred 03-16-09; Deferred 04-20-09; Deferred 05-18-09;
 Deferred 07-20-09; Deferred 08-17-09; Deferred 09-21-09; Deferred 10-19-09; **Deferred 11-16-09;**

Sullivan County, Tennessee
Board of County Commissioners

Item 3
Administrative/Executive
No. 2009-09-100
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of September, 2009.

RESOLUTION To Request The State Of Tennessee Pass A Law Pertaining To The Appointment Of The Director Of Schools

WHEREAS, the individual counties within the State of Tennessee be allowed to have a local option to either elect or to appoint the Director of Schools; and

WHEREAS, the counties be allowed to make this decision by a resolution passed by the County Commission.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby requests that a state law be drawn that allows Tennessee counties to either appoint or to elect the Director of Schools based on their individual discretion.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to all of Sullivan County's State and Federal representatives.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this _____ day of _____ 2009.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: Bart Long
Prime Co-Sponsor(s): Terry Harkleroad, Mark Vance

2009-09-100	Administrative	Budget	Executive	County Commission
ACTION	Failed 10-5-09, No Action 11-2-09	Failed 10-6-09	Failed 10-7-09, No Action 11-4-09	

Notes: 1st Reading 09-21-09; Deferred 10-19-09; **Withdrawn 11-16-09;**

HB0952

by Winningham **Education** - As introduced, provides for re-establishment of elected office of school superintendent for counties or cities upon two-thirds vote of governing body; any such ordinance or resolution once approved is not operative until approved in an election; provides for qualifications of candidates.

SB0908

by Burks **Education** - As introduced, provides for re-establishment of elected office of school superintendent for counties or cities upon two-thirds vote of governing body; any such ordinance or resolution once approved is not operative until approved in an election; provides for qualifications of candidates.

Sullivan County, Tennessee
Board of County Commissioners

Item 4
Executive
No. 2009-10-105
Attachments

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of October 2009.

RESOLUTION To Authorize Placing A STOP Sign On Winesap Road Before Turning Left To The Subdivision Or Turning Right To The Cul-de-sac In The 7th Commissioner District

WHEREAS, Commissioner Sam Jones requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

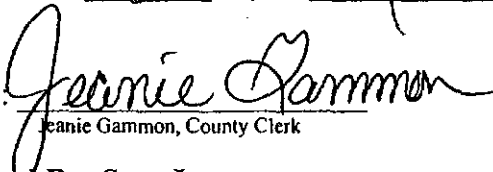
NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

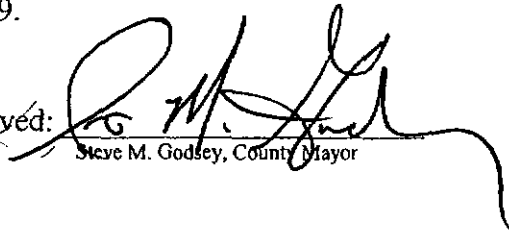
7th Commission District

**To Place A STOP Sign On Winesap Road
Before Turning Left To The Subdivision
Or Turning Right To The Cul-de-sac**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Sam Jones
Prime Co-Sponsor(s): James "Moe" Brotherton

2009-10-105	Administrative	Budget	Executive	County Commission
ACTION	No Action 10-5-09, Approved 11-2-09	No Action 10-6-09	Approved 10-7-09, No Action 11-4-09	Approved 11-16-09 23 Ave. 1 Absent

Notes: 1st Reading 10-19-09;

RESOLUTION REQUEST REVIEW

DATE: September 3, 2009

TO: Sullivan County Commission

REQUEST MADE BY: Sam Jones

SUBJECT: To place a STOP sign on Winesap Rd. before turning left
to the subdivision or turning right to the cul-de-sac.

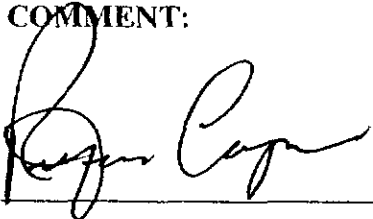
7th **CIVIL DISTRICT**

James Brotherton

X **APPROVED BY HIGHWAY DEPARTMENT**

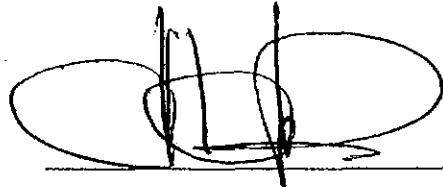
 DENIED BY HIGHWAY DEPARTMENT

COMMENT:



9/21/2009

TRAFFIC COORDINATOR



9/21/2009

HIGHWAY COMMISSIONER

Re: Stop sign installation on Winesap Road – Applewalk Park Subdivision

Kingsport, Tennessee 37663

July 22, 2009

After turning right onto Winesap Road from Lebanon Road, a driver of an automobile travels 100-150 feet before coming to a 3-way intersection with no signage. Even though this is still considered one thoroughfare, Winesap Road, there needs to be at least one stop sign before turning left to go further into the subdivision or turning right to go into the cul-de-sac. The following people of Winesap Road endorse this request:

Chris Barr

Lissa France

Mitch C

Sam Fana

Stephanie C

Heather McMillan

James Collins

Chris Hickman

Keri Collins

Debbie Smith

Rosau Carter

Annie Ellis

Rosau Carter

Dieg Mart

Brenda Horne

Rebecca C Terry

C.E. Horne Jr.

Sue Conway

Shirley Marshall

Kim Banks

Margaret Welham

Duce Brockley

Carolyne Hicks

Ann W. Pugh

Josie P. Kietron

Sullivan County, Tennessee
Board of County Commissioners

Item 5
Executive
No. 2009-10-106

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of October, 2009.

RESOLUTION Adopting New Time For Regular Monthly Meeting Of Sullivan County Board Of Commissioners

WHEREAS, citizens wishing to appear before the Sullivan County Board of Commissioners on zoning issues as well as other county matters often must take time off from work to attend the 9:00 a.m. meeting of the County Commission thereby causing an undue hardship; and

WHEREAS, the Sullivan County Board of Commissioners wish to make its current monthly meeting time more accessible to the public.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of October, 2009 hereby adopt a new meeting time of 6:30 p.m. on the third Monday of each month for the regular monthly meeting of the Sullivan County Board of Commissioners, said time change effective at the next monthly meeting subsequent to the passage of this resolution.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this _____ day of _____ 2009.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: John McKamey
Prime Co-Sponsor(s): Michael Surgenor, Dennis Houser

2009-10-106	Administrative	Budget	Executive	County Commission
ACTION	* Approved 10-5-09, No Action 11-2-09	Deferred 10-6-09	**Failed 10-7-09, No Action 11-4-09	Failed 11-16-09 8 Aye. 14 Nay. 1 Pass. 1 Absent

Notes: 1st Reading 10-19-09;

* Administrative Committee Requests Starting Time Be Changed To 5:30 p.m. Rather Than 6:30 p.m.

** Executive Committee Made Motion To Leave Meeting At 9:00 a.m.

Sullivan County, Tennessee
Board of County Commissioners

Item 6
Executive
No. 2009-10-110

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of October, 2009.

RESOLUTION For Approval Of An Economic Impact Plan Of The Industrial Development Board Of The City Of Bristol, Tennessee, For American Phoenix To Reclaimed Resources Project

WHEREAS, the Industrial Development Board of the City of Bristol, Tennessee ("IDB") pursuant to the provisions of Tennessee Code Annotated, § 7-53-312 and related provisions, as supplemented and amended, has the power and authority to implement economic impact plans located within its statutory boundaries; and


WHEREAS, the IDB has prepared a document entitled "Economic Impact Plan for American Phoenix to Reclaimed Resources Redevelopment Project (the "Plan") in conformance with Tennessee Code Annotated, § 7-53-312, as supplemented and amended, which has been adopted by the IDB pursuant to a Resolution adopted September 28, 2009; and

WHEREAS, the Plan authorizes financial assistance to the developer of the project through the use of tax increment financing as described in the Plan; and

WHEREAS, the IDB conducted a public hearing on September 28, 2009, relating to the Plan; and

WHEREAS, the comments and findings of said public hearing, along with the Plan have been presented to the Sullivan County Commission; and

WHEREAS, the IDB has recommended the adoption of the Plan by the City of Bristol, Tennessee, and Sullivan County, Tennessee.



NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of October, 2009 adopt the following:

1. That the Economic Impact Plan for the American Phoenix to Reclaimed Resources Redevelopment Project as presented and recommended by the IDB, a copy of the Plan being attached hereto as Exhibit A, is hereby approved and adopted by the Sullivan County Commission.


2. That use of tax increment financing as described in the Plan for the American Phoenix to Reclaimed Resources Redevelopment Project is hereby approved.

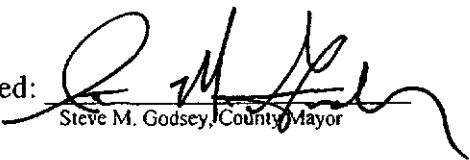
3. That the Sullivan County Mayor and Sullivan County Assessor are hereby authorized and empowered to execute all such documents as may be reasonably required to implement this Plan.

4. That the IDB is hereby authorized and empowered to implement the Plan on behalf of Sullivan County.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Eddie Williams

Prime Co-Sponsor(s): Bart Long, James "Buddy" King

All voting "Aye"

Cathy Anderson
MARK DANIEL

2009-10-110	Administrative	Budget	Executive	County Commission
ACTION	Approved 11-2-09	Approved 11-4-09	Approved 11-4-09	Approved 11-16-09 24 Aye.

Notes: 1st Reading 10-19-09;

Sullivan County, Tennessee
Board of County Commissioners

Item 7
Executive
No. 2009-10-112
Amendment &
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of October 2009.

**RESOLUTION To Authorize Placing NO PARKING Signs On Both Sides Of Eagle Street
The 10th Commissioner District**

WHEREAS, Commissioner Elliott Kilgore is requesting the Sullivan County Highway Department to make this change

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

10th Commission District

**To Place NO PARKING Signs
On Both Sides Of Eagle Street**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

**Sponsored By: Elliott Kilgore
Prime Co-Sponsor(s): W. G. "Bill" Kilgore**

2009-10-112	Administrative	Budget	Executive	County Commission
ACTION	No Action 11-2-09		Approved 11-4-09	Approved 11-16-09 23 Aye. 1 Nay

Notes: 1st Reading 10-19-09;

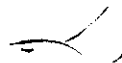
AMENDMENT:

Amendment To Change NO PARKING Signs On Eagle Street To Be Only Between:

Monte Vista Drive

And

Ragsdale Street



NO PARKING ON EAGLE STREET

NAME

ADDRESS

- 1 Stewart E. Stewart "Visit parents" on Eagle St
417 Arch Crest. KPT TN
- 2 Joel Spotts ^{live on corner of Eagle St} 201 Monte Vista Dr
- 3 Wilma Smith ^{corner of Eagle St &} 201 Monte Vista Dr
- 4 Dee Williams ^{Eagle St} 108 Kingsdale St. KPT TN
- 5 Andrew Williams ^{Eagle St} 108 Kingsdale St. KPT TN
- 6 Don Jan ^{201 Monte Vista St & Eagle St} Visit SISTER Pearson Hills Rd
- 7
- 8 Ying Jones ^{Eagle St + Monte Vista St} Visit Sister + Mother in law
- 9 Butch Jones ^{312 Woodland Ave. Blomington} ^{Eagle St + Monte Vista St} Visit family member EAGLE ST
- 10 Tony Smith 5741 Concord St. Visit PARENT
- 11 Phenika Smith visit in laws EAGLE ST
- 12
- 13
- 14
- 15
- 16
- 17

Sullivan County, Tennessee
Board of County Commissioners

Item 8
Executive
No. 2009-09-113
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION To Authorize Placing A 25 MPH Speed Limit On Mildenhall Road Which Intersects With Highway 126 And Lakenheath Drive In The 4th Commissioner District

WHEREAS, Commissioner Garth Blackburn requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

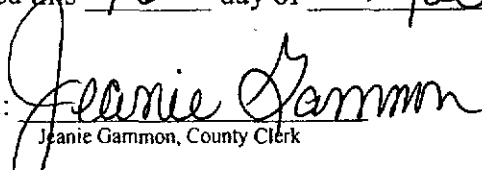
NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

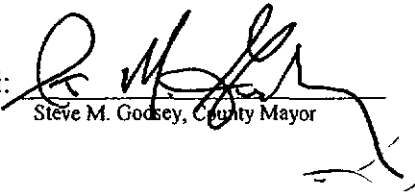
4th Commission District

**To Place A 25 MPH Speed Limit On Mildenhall Road
Which Intersects With Highway 126 & Lakenheath Drive**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Garth Blackburn
Prime Co-Sponsor(s): Linda Brittenham, Dennis Houser

2009-11-113	Administrative	Budget	Executive	County Commission
ACTION	No Action 11-2-09		Approved 11-4-09	Approved 11-16-09 24 Aye

Notes: **Waiver of rules requested.**

RESOLUTION REQUEST REVIEW

DATE: October 15, 2009

TO: Sullivan County Commission

REQUEST MADE BY: Garth Blackburn

SUBJECT: To place 25 MPH SPEED LIMIT signs on Mildenhall
Road which intersects with HWY 126 and Lakenheath
Drive

4 **CIVIL DISTRICT**

Linda Brittenham
Dennis Houser

X **APPROVED BY HIGHWAY DEPARTMENT**

 DENIED BY HIGHWAY DEPARTMENT

COMMENT:


10/15/2009
TRAFFIC COORDINATOR


10/15/2009
HIGHWAY COMMISSIONER

**Sullivan County, Tennessee
Board of County Commissioners**

Item 9
Executive
No. 2009-09-114
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION To Authorize Placing A 25 MPH Speed Limit On Beechnut City Road Which Intersects With J. H. Fauver Road In The 4th Commissioner District

WHEREAS, Commissioner Garth Blackburn requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

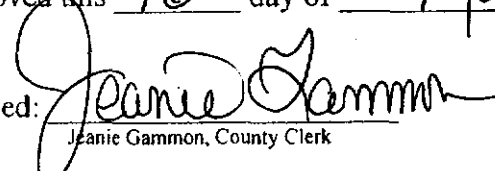
NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

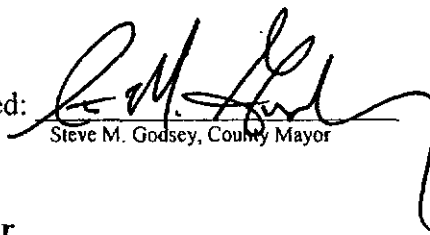
4th Commission District

**To Place A 25 MPH Speed Limit On Beechnut City Road
Which Intersects With J. H. Fauver Road**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Garth Blackburn
Prime Co-Sponsor(s): Linda Brittenham, Dennis Houser

2009-11-114	Administrative	Budget	Executive	County Commission
ACTION	No Action 11-2-09		Approved 11-4-09	Approved 11-16-09 24 Aye

Notes: **Waiver of rules requested.**

RESOLUTION REQUEST REVIEW

DATE: October 15, 2009

TO: Sullivan County Commission

REQUEST MADE BY: Garth Blackburn

SUBJECT: To place 25 MPH SPEED LIMIT signs on Beechnut
City Road which intersects with J. H. Fauver Road.


4 CIVIL DISTRICT

Linda Brittenham
Dennis Houser


X APPROVED BY HIGHWAY DEPARTMENT

 DENIED BY HIGHWAY DEPARTMENT

COMMENT:


10/15/2009

TRAFFIC COORDINATOR


10/15/2009

HIGHWAY COMMISSIONER

Sullivan County, Tennessee
Board of County Commissioners

Item 10
Executive
No. 2009-11-115

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION Authorizing Transfer Of Former Rock Springs Elementary School Property To City of Kingsport

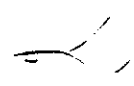
WHEREAS, pursuant to Resolution No. 2001-02-019, the Sullivan County Board of Commissioners authorized Sullivan County to enter into a Lease Agreement with Rock Springs Community Foundation for the use of the former Rock Springs Elementary School property; and

WHEREAS, Sullivan County has been advised by officials with the Rock Springs Community Foundation that said organization no longer wishes to utilize the property; and

WHEREAS, the Sullivan County Board of Education voted on August 9, 1999 to turn the former Rock Springs Elementary School property over to Sullivan County for disposition as it deems appropriate; and

WHEREAS, Sullivan County desires to transfer ownership of the former Rock Springs Elementary School property (further identified as Tax Map 105, Parcel 106 and containing approximately 4.045 acres) to the City of Kingsport for the sum of \$1.00;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November, 2009 hereby authorize Sullivan County to transfer title to the property generally known as the former Rock Spring Elementary School property (further identified as Tax Map 105, Parcel 106 and containing approximately 4.045 acres) to the City of Kingsport for the purchase price of \$1.00. The County Mayor is hereby authorized to execute any and all documents necessary to complete such transfer of title.



This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this _____ day of _____ 2009.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: Eddie Williams
Prime Co-Sponsor(s): Darlene Calton

2009-11-115	Administrative	Budget	Executive	County Commission
ACTION	No Action 11-2-09		Approved 11-4-09	

Notes: **1st Reading 11-16-09;**

Sullivan County, Tennessee
Board of County Commissioners

Item 11
Executive
No. 2009-11-116

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION Requesting New Bridge Currently Under Construction On State Route 75 (Located Downstream From Boone Dam) Be Named As A Memorial to Riley Lee Milhorn And Orville Depew "Dick" Kitzmiller

WHEREAS, Riley Lee Milhorn was the son of Robert Lee and Lura Alice Milhorn. He was born May 9, 1909, and was raised on a farm located on the present site of Boone Dam. He resided in a home located adjacent to the existing bridge until his death; and

WHEREAS, Mr. Milhorn's ancestors first arrived in Sullivan County in November 1789. They received a land grant from North Carolina for 200 acres in the Fork Section on the south side of the Holston River. His parents purchased a farm on the right side of the South Holston River extending downstream to the tip of Spurgeon Island located adjacent to the new bridge under construction. The farm house stood on the current site of the generating plant at Boone Dam. Riley and his family continued to farm the land until the farm was purchased by the Tennessee Valley Authority in November 1950. Riley and his two brothers purchased land on both sides of the current Highway 75 Bridge. They farmed the land to provide a living for their children and grandchildren until their deaths. The family continues to own land on both sides of the existing Highway 75 Bridge; and

WHEREAS, in the 1930s Riley joined the Works Project Administration (W.P.A.). He helped construct a road through the Great Smokey Mountains National Park. By being part of the W.P.A, he was able to send money home to help his parents and siblings during the Great Depression; and

WHEREAS, during World War II, Riley was a foreman at the Holston Ammunition Plant. He and his crew helped build ammunitions used by our troops. After the war he transferred to Tennessee Eastman where he worked until retirement; and

WHEREAS, Riley Milhorn's ancestors moved to the banks of the Holston River and the Milhorn family continues to live near it. The Milhorn family has always been hardworking citizens of Sullivan County. The Holston River and the land around it has always been special to the Milhorn Family; and

WHEREAS, the Milhorn family has requested that Sullivan County consider naming the new bridge over the South Fork of the Holston River near Boone Dam in honor of Riley Lee Milhorn; and

WHEREAS, Orville Depew "Dick" Kitzmiller was the son of Zed and Chessie Kitzmiller. He was born May 14, 1919 in Sullivan County and lived his life just a couple of miles from the bridge being built near Boone Dam. Prior to enlisting, he farmed the land near where the new bridge is being built; and

WHEREAS, Private Kitzmiller joined the Marines on June 25, 1943 and received his basic training at San Diego, California. He went overseas in January of 1944. A member of the First Battalion, Third Marine Division, he was stationed at Guadalcanal several months before going into action in the Marianna Islands. He participated in engagements on New Caledonia and Guadalcanal just prior to his death on the island of Guam; and

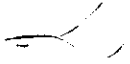
WHEREAS, a fellow Marine and eyewitness to the events told family members that on the morning of July 23, 1944. Pfc. Kitzmiller and a few other Marines were assigned the duty of taking out enemy snipers on the beach of Guam before the main body of Marines disembarked from the landing craft. They threw smoke flairs over the area where the enemy was entrenched. U.S. planes were to fly over and drop bombs on the enemy guided by the smoke. But the wind shifted just as the planes arrived and Pfc. Kitzmiller was killed by friendly fire. He was awarded the Purple Heart posthumously; and

WHEREAS, his body was returned in 1948 and was buried in Beulah Community Cemetery on October 27, 1948. He was a member of Beulah Baptist Church, and much beloved in the community; and

WHEREAS, to honor the ultimate sacrifice that Marine Private Orville D. Kitzmiller paid for his family, his community, and his nation, the family of marine Private Orville D. Kitzmiller has requested that Sullivan County consider naming the new bridge over the South Fork of the Holston River near Boone Dam for him.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November, 2009 hereby authorize that the new bridge currently under construction on State Route 75 located in the 7th Commission District be named in memory of Riley Lee Milhorn and Orville Depew "Dick" Kitzmiller, with signs being placed in their memory at no cost to Sullivan County.

Waiver of Rules Requested



This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: Jeanie Gammon
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey
Steve M. Godsey, County Mayor

Sponsored By: Sam Jones

Prime Co-Sponsor(s): James "Moe" Brotherton

2009-11-116	Administrative	Budget	Executive	County Commission
ACTION	Approved 11-2-09		Approved 11-4-09	Approved 11-16-09 24 Aye

Notes: **Waiver of rules requested.**

Sullivan County, Tennessee
Board of County Commissioners

Item 12
Executive
No. 2009-11-117
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION Amending "Partnership Agreement" Between Sullivan County And Sullivan County Historical Preservation Association, Inc., Placing Responsibility For The Day-to-Day Management Of Rutledge House, Old Sheriff Home, Anderson Townhouse, And Community Center In Sullivan County Department Of Archives And Tourism, And Placing Responsibility For Repairs And Maintenance Of Aforesaid Properties Plus The Old Deery Inn In Sullivan County Maintenance Department

WHEREAS, on February 26, 2002 the Sullivan County Historical Preservation Association (SCHPA) entered into "Preservation Agreement" with the State of Tennessee imposing obligations upon the SCHPA for a period of 15 years (through 2/26/2017); and

WHEREAS, the Sullivan County Commission on May 20, 2002 passed Resolution No. 5 (2002-04-41): 1) approving the transfer of "the Old Deery Inn, Rutledge House and surrounding property" to Sullivan County subject to the Preservation Agreement; 2) delegating to Sullivan County Historical Preservation Association the "authority to manage the day-to-day operations of the Old Deery Inn, Rutledge House and surrounding property and to implement and coordinate the activities associated with the renovation and restoration of downtown historical Blountville"; and 3) establishing the Historical Advisory Board (now known as Preservation and Tourism Advisory Board pursuant to Res. No. 2009-02-14 approved March 16, 2009) and setting forth its make-up and objectives; and

WHEREAS, the Sullivan County Commission on June 17, 2002 passed Resolution No. 23 (2002-06-87) approving the "Partnership Agreement" between Sullivan County and the Sullivan County Historical Preservation Association setting forth terms of understanding regarding management of Deery Inn, Rutledge House and surrounding property by Sullivan County Historical Preservation Association; and

WHEREAS, the Sullivan County Commission on September 16, 2002 passed Resolution No. 4 (2002-08-112) approving the "Partnership Agreement" as amended; and

WHEREAS, on September 19, 2002 a Deed was delivered transferring Old Deery Inn and Rutledge House from Sullivan County Historical Preservation Association to Sullivan County, Tennessee; and

WHEREAS, on September 19, 2002 a twenty-five (25) year "Partnership Agreement" between Sullivan County and Sullivan County Historical Preservation Association, Inc. was signed providing for the preservation and management of Old Deery Inn, The Rutledge House, Old Sheriff Home and The Anderson Townhouse by Sullivan County Historical Preservation Association; and

WHEREAS, the Sullivan County Historical Preservation Association, Inc. has asked that the "Partnership Agreement" dated September 19, 2002 by and between Sullivan County, Tennessee and the Sullivan County Historical Preservation Association, Inc. be amended removing the Rutledge House, the Old Sheriff Home and the Anderson Townhouse from such Agreement and placing responsibility for the day-to-day management of the Rutledge House, the Old Sheriff Home, the Anderson Townhouse, and the Community Center in the Sullivan County Department of Archives and Tourism and placing responsibility for the regular maintenance, repairs and upkeep of the aforesaid properties plus the Old Deery Inn in the Sullivan County Maintenance Department; and

WHEREAS, the Sullivan County Department of Archives and Tourism is the proper branch of Sullivan County government to handle and be responsible for the day-to-day management of the Rutledge House, the Old Sheriff Home, the Anderson Townhouse, and the Community Center; and

WHEREAS, pursuant to Section Eight (8) of the "Partnership Agreement", permanent inventory records of personal property located inside and outside at the Old Deery Inn, the Rutledge House, the Old Sheriff Home, and the Anderson Townhouse were to be prepared and updated by the Sullivan County Historical Preservation Association, Inc. and will now need to be updated to reflect what personal property hereafter remains with the Old Deery Inn subject to the "Partnership Agreement" and what personal property goes with the Rutledge House, the Old Sheriff Home, the Anderson Townhouse, and the Community Center when management is transferred to the Sullivan County Department of Archives and Tourism.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November, 2009, that the September 19, 2002 "Partnership Agreement" between Sullivan County, Tennessee and the Sullivan County Historical Preservation Association, Inc. be amended removing the Rutledge House, the Old Sheriff Home and the Anderson Townhouse from such Agreement; and

BE IT FURTHER RESOLVED that responsibility for and the handling of the day-to-day management of the Rutledge House, the Old Sheriff Home, the Anderson Townhouse and the Community Center is hereby placed in the Sullivan County Department of Archives and Tourism ~~subject to the terms of the Preservation Agreement referenced hereinabove.~~ The Sullivan County Department of Archives and Tourism shall implement activities and coordinate usage of these facilities for best use of tourism purposes in downtown historic Blountville. The regular maintenance, repairs and upkeep of the aforesaid properties shall be the responsibility of the Sullivan County Maintenance Department; and

BE IT FURTHER RESOLVED that the "Partnership Agreement" is further amended to place responsibility for the regular maintenance, repairs and upkeep of the Old Deery Inn in the Sullivan County Maintenance Department; however, such maintenance, repairs and upkeep shall be subject to oversight and scheduling by the Sullivan County Historical Preservation Association, Inc.; and

BE IT FURTHER RESOLVED that permanent inventory records of personal property located inside and outside at the Old Deery Inn, the Rutledge House, the Old Sheriff Home, and the Anderson Townhouse heretofore kept pursuant to Section Eight (8) of the "Partnership Agreement" shall be updated on or before February 15, 2010 to reflect what personal property hereafter remains with the Old Deery Inn subject to the "Partnership Agreement," and what personal property goes with the Rutledge House, the Old Sheriff Home, the Anderson Townhouse, and the Community Center when day-to-day management is hereafter transferred to the Sullivan County Department of Archives and Tourism pursuant to this Resolution; and

BE IT FURTHER RESOLVED that the County Mayor is hereby authorized to sign any and all documents necessary to amend the "Partnership Agreement" as necessary to implement the changes set forth hereinabove, and to acknowledge and confirm changes in permanent inventory records, heretofore kept pursuant to Section Eight (8) of the "Partnership Agreement", necessitated by the transfer of management responsibilities to the Sullivan County Department of Archives and Tourism.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this _____ day of _____ 2009.


Attested: _____
 Jeanie Gammon, County Clerk

Approved: _____
 Steve M. Godsey, County Mayor

Sponsored By: Dennis Houser
Prime Co-Sponsor(s): Linda Brittenham, James "Moe" Brotherton

2009-11-117	Administrative	Budget	Executive	County Commission
ACTION	Approved 11-2-09		Approved 11-4-09	

Notes: **1st Reading 11-16-09;**



To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this the 16th day of November, 2009.

Request from Sullivan County Historical Preservation Association.

November 2, 2009

The Sullivan County Historical Preservation Association, Inc. requests that the "Partnership Agreement" dated September 19, 2002 by and between Sullivan County, Tennessee and the Sullivan County Historical Preservation Association, Inc. be amended removing the Rutledge House, the Old Sheriff Home and the Anderson Townhouse from such Agreement and placing responsibility for the day-to-day management of the Rutledge House, the Old Sheriff Home, the Anderson Townhouse, and the Community Center in the Sullivan County Department of Archives and Tourism.

Board of Directors:

Dennis Houser Date: 11-02-09
Dennis Houser

Dr. Nancy Acuff Date: 2 Nov 2009
Dr. Nancy Acuff

Date: _____
Dr. Rann Vaulx

Pam Hebert Date: 11-02-09
Pam Hebert

Robert White Date: 11-2-09
Robert White

Sullivan County, Tennessee
Board of County Commissioners

Item 13
Administrative
No. 2009-11-118

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION Authorizing the Recognition of the Kingsport Fire Department as Sullivan County's Specialized Hazardous Materials Team

WHEREAS, Kingsport's hazmat team has taken extensive training in all aspects of specialized hazmat response; and

WHEREAS, this team has some of the best equipment and trained personnel in the State of Tennessee; and

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November, 2009 hereby recognize the hard work and dedication of the Kingsport Fire Department by making them Sullivan County's Specialized Hazardous Materials Team.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: Jeanie Gammon
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey
Steve M. Godsey, County Mayor

Sponsored By: Eddie Williams

Prime Co-Sponsor(s): Bart Long

All Commissioners Voting in the Affirmative

2009-11-118	Administrative	Budget	Executive	County Commission
ACTION				24 Aye

Notes:

WOR

Sullivan County, Tennessee
Board of County Commissioners

Item 14
Administrative/Budget/Executive
No. 2009-11-119

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2009.

RESOLUTION To Approve Entering Into A Contract With United Healthcare For Employee Health Insurance Effective January 1, 2010

WHEREAS, the Insurance Committee has reviewed the employee health insurance renewal proposals for the 2010 year; and

WHEREAS, the proposal by United Healthcare provides for health insurance coverage very similar to the present benefits with a projected minimal premium cost to the employees (\$17,882) and the county (\$121,823); and

WHEREAS, the Committee has recommended that Sullivan County enter into a health insurance contract with United Healthcare Insurance for employees with a 4-tier billing rate.

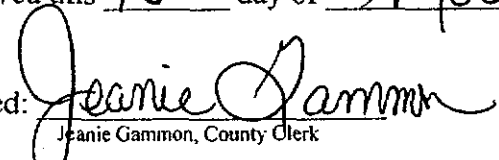
NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, authorize a contract for Employee Health Insurance to be entered into with United Health Insurance for the 2010 calendar year with the employee rate of contribution set at 12.8% (same as 2009). The additional funding of the contract for this fiscal year (\$69,835) is to be provided from the 39000 account of the respective funds for the participating employees.

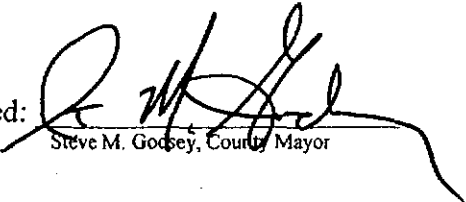
This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Waiver Of Rules Requested

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of Nov. 2009.

Attested: 
Jeanie Gammon, County Clerk

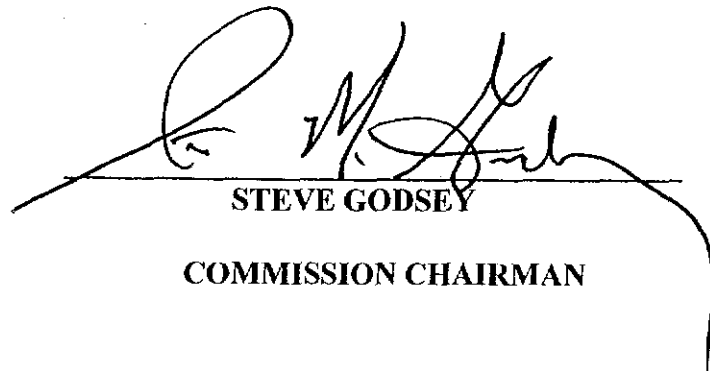
Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Joe Herron
Prime Co-Sponsor(s): Cathy Armstrong, Bill Kilgore, Clyde Groseclose, Linda Brittenham, James King, Jr., Eddie Williams

2009-11-119	Administrative	Budget	Executive	County Commission
ACTION				Approved 11-16-09 21 Aye, 3 Nay

Notes:

**AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MOTION MADE BY COMM. BLACKBURN TO MEET AGAIN IN REGULAR
SESSION DECEMBER 21, 2009.**



STEVE GODSEY
COMMISSION CHAIRMAN

